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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
DRF 3.01-027

First named inventor: Selvakumar Natesan

Application No.: 10/632,950

Art Unit: 1626

Filed: August 1, 2003

Examiner: Golam M. Shameem

Title: NOVEL HETEROCYCLIC COMPOUNDS HAVING ANTIBACTERIAL ACTIVITY: PROCESS FOR THEIR
PREPARATION AND PHARMACEUTICAL COMPOSITIONS CONTAINING THEM

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
☒ Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of _____ (identify type of reply):

- ☐ has been filed previously on _____
☐ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ 1,700.00
☐ has been paid previously on _____
☒ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the
USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to
complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any
comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer,
U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED
FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

07/25/2006 SSITHIB1 00000138 503221 10632950
01 FC:1453 1500.00 DA

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Robert A. Franks
Signature

July 13, 2006
Date

Robert A. Franks

28,605

Typed or printed name

Registration Number, if applicable

Dr. Reddy's Laboratories, Inc., 200 Somerset Corporate Blvd.,
Address

908-203-6504

Telephone Number

Seventh Floor, Bridgewater, New Jersey 08807-2862

Address

Enclosures: ☐ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (703) 872-9306.

July 13, 2006
Date

Robert A. Franks
Signature

Robert A. Franks

Typed or printed name of person signing certificate



ATTACHMENT TO PETITION FORM PTO/SB/64

It is believed that the subject application became abandoned on May 9, 2006 for failure to pay the issue fee. Following is a statement of the facts relating to the nonpayment, as determined by the undersigned from reviewing the file for this application that is present at Dr. Reddy's Laboratories, Inc.

Responsibility for prosecuting the subject application was transferred from the firm Ladas & Parry to the Patent Prosecution Group of Dr. Reddy's Laboratories, Inc. during August 2005. Milagros A. Cepeda, an attorney at Dr. Reddy's Laboratories, Inc., was given responsibility for further prosecution at that time. Ms. Cepeda mailed an amendment on December 21, 2005 in response to the Office Action dated June 21, 2005, and then supplemented that amendment with a facsimile transmission on February 3, 2006, following a telephone conversation with Examiner Shameem.

The Notice of Allowance (Form PTOL-85) was dated February 8, 2006 and the copy that is present in the Dr. Reddy's Laboratories, Inc. file for the subject application has a date stamp indicating receipt by the Ladas & Parry firm on February 13, 2006. However, there is no stamp showing a date of receipt by Dr. Reddy's Laboratories, Inc., and there is no transmittal letter in the file, so the undersigned is not able to determine how, when, and to whom the document was forwarded by Ladas & Parry. Further there was no entry of dates relating to the Form PTOL-85 in the Dr. Reddy's Laboratories, Inc. computer docketing system, prior to expiration of the term for issue fee payment.

The matter of an issue fee payment being due apparently was not recognized until receipt of the PTO's communication dated June 2, 2006, which was sent in response to Ms. Milagros' facsimile-transmitted amendment. Dr. Reddy's Laboratories, Inc. received this communication from the Ladas & Parry firm on June 14, 2006, as indicated by the date stamp. Another date stamp indicates that Ladas & Parry had received the document on June 12, 2006.

Copies of the first page of the PTOL-85 form and the cover page from the June 2, 2006 communication are attached.

A request to change the mailing address for future communications, so that Dr. Reddy's Laboratories, Inc. will receive the communications directly, is being submitted separately. If communications are received directly, it is expected that the established internal procedures for recording the receipt of official communications and entering dates for taking action into the computer docketing system will be observed.

The petition fee under 37 C.F.R. § 1.17(m) in the amount of \$1,500.00 should be charged to **Deposit Account No. 50-3221** in the name of Dr. Reddy's Laboratories, Inc., and a duplicate of this page is enclosed for that purpose.

Respectfully submitted,

Robert A. Franks
Reg. No. 28,605



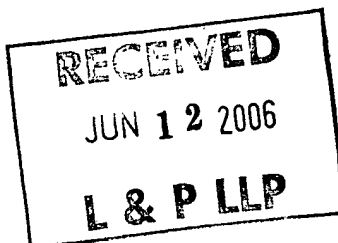
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/632,950	08/01/2003	Selvakumar Natesan	U 014735-7	4979

7590 06/02/2006

Ladas & Parry
26 West 61st Street
New York, NY 10023



EXAMINER

SHAMEEM, GOLAM M

ART UNIT PAPER NUMBER

1626

DATE MAILED: 06/02/2006

ORF 3.01-027 US

Please find below and/or attached an Office communication concerning this application or proceeding.

PATENT PROSECUTION GROUP

RECEIVED

JUN 14 2006

DATA ENTRY DATE
PA 06/14/06
ATT MAC FILE

9511